(1948) Department.

SERIES.

G.O. NO. 576 Rc

Dated 7.5.48

8.13.-E

[Despatch Abstract.]

Public Servants (South Kanara
K. Mallayya and N.J.E. Pinto --
Inclusion of names in the attached
list of Dy Tahsildars -- Rejected.

Confidential

Revenue Department.

SUBJECT.

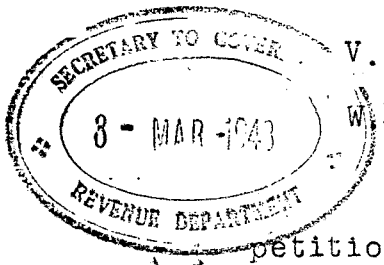
MADHAVAJI SRI K AND BRITTO SRI N.J.E.--(South Kanara)--Clerks, District Revenue Establishment--Inclusion of names in the approved list of Deputy Tahsildars--Petitions--Submitted.

Reference D.7994/47-1(Confdl)

Station: Chepauk, Madras. Dated the 27th February 1948.

From P.M.Jayarajan Esq., Bar-at-Law., I.C.S.,
Secretary, Board of Revenue.

R 14022G
4 3 48.



V.N.Kudva Esq., C.I.E., I.C.S.,
Commissioner of Land Revenue, Excise & Prohibition.

R.S.Sattianathan Esq., I.C.S.,
Commissioner of Land Revenue and Commercial Taxes.

Read the following:

Petition from Sri K.Madhavaji dated 7th October 1947.
Collector of South Kanara N.Ef.13445/47 A2 d/7th October 1947
Petition from Sri N.J.E.Britto dated 15th October 1947.
Collector of South Kanara Ref.14115/47 A2(C) d/15th December 4

REFERENCE:

Submitted to the Government.

2. The Board invites the attention of the Government to the remarks of the Collector and the Board on the petitioner contained in B.P.Mis.1043 (Confdl)/47 dated 4-8-1947 which was submitted to the Government with Board's Ref.D.6274/47-2 (Confdl) dated 10--9--1947 with reference to Government Memo No.4495 G/47-1 dated 1--9--1947.

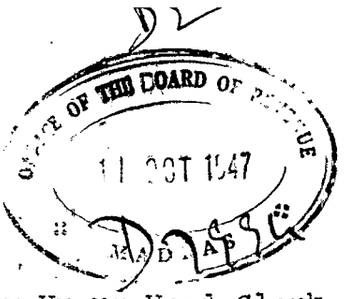
for SECRETARY.

To the Secretary to Government,
Revenue Department(with a copy of Collector's letter, 2 petitions and 2 personal files)

PVd/27-2-48

To

The Secretary to Government
Revenue Department,
M a d r a s.



Through

The Proper Channel.

Humble memorial of K. Madhavji, Temporary Huzur Head Clerk,
Collector's Office, Mangalore.
Dated ~~10th September~~ 15th October, 1947.

Sir,

Pp 85-86 (A)

Being greatly affected by the orders of the Board of Revenue not including my name in the list of Deputy Tahsildars in the Revenue Department in the South Kanara District for the year 1947, I venture to appeal to the Government for necessary redress.

2. I joined the Revenue Department in 1924 and have put in more than 18 years' pensionable service. I completed my 40th year on 30-6-47. I was fully qualified for inclusion in the Deputy Tahsildar's list in 1945, and I am confident that my name must have been recommended by the Collectors for inclusion in the periodical reports in 1946 and 1947. Last year, unfortunately for me, my name was not included and I presume I was asked to wait. I hoped that my name would be included at least this year as I was not agebarred then. But to my utter disappointment and dismay my name was not included this year also and I think I might have been expected to wait.

3. Last year when the Board did not include my name, I petitioned to the Government, but the Government were pleased to order that my claims will be considered by the Board while drawing up the list of 1947. But as stated above, even this year, my name has not been included. But as I will be overaged for the next list, I am compelled to approach the benign Government with the fervent hope that the Government will come to the rescue of a helpless man who is going to lose permanently his chance of promotion.

4. I had worked for 6 years as Revenue Inspector and had allround experience in all the offices in the Revenue Department.

I was promoted as Upper Division Clerk in 1942, and temporarily to the cadre of Deputy Tahsildars in 1944. Ever since August 194 I have been working in the cadre of Deputy Tahsildars with breaks and continuously from January 1946. I am now working as Huzur Head Clerk in the Collector's Office, which post was usually being filled up by a senior Deputy Tahsildar in the past. I am sure the Collectors under whom I had the good fortune of working must have appreciated my capacity and diligence. Even in the past I had the good fortune of being rewarded in various ways one such being the reward of a fountain pen for good work in connection with flood relief work in 1942. In connection with procurement work my work as Grain Purchase Deputy Tahsildar in 1944 and 45 was commended. This year as Huzur Head Clerk I have been awarded a red entry for good and ardous work.

5. The reasons for the noninclusion of my name both last year and this year are not known to me. So far as my work and character are concerned I am not aware of any event or happening or any remark that would be taken as an impediment to my promo-tion. In fact, I have worked most sincerely and honestly. I worked as Revenue Inspector for about 6 years during which period I have attended to hundreds of darkhast, kudthala and other cases My recommendations were unanimously upheld by the superior office I have done my best to do justice to all in my official capacity and I am confident that I have completely succeeded therein. I fee obliged to state that only three or four appeals in the hundreds of assignment cases dealt with by me were filed and even in these cases my recommendations were upheld.

6. I have served under as many as seven Collectors and all of them were satisfied with my work. So also several Revenue Divisional Officers under whom I had worked were pleased with my work. My service as Upper Division Clerk and above and under District officers like the Collectors who are from outside this District and who will judge impartially with reference to merit and ability may be considered and I may be given the promotion which is long overdue.

7. I have worked as Revenue Inspector in four Taluks of this District and the general public especially the poorer classes have great confidence in me. This, if an enquiry is held, will prove my honesty, conduct and sincerity for work.

8. I am Aryan Mahratta (Non-Brahman) by caste and I am the only man of my community in superior service in the Revenue Department. Thus I have no support from anybody and am helpless. Non-Brahman is a superseded community for Deputy Tahsildars and as such I should have been given preference.

9. I submit that several of my juniors have superseded me. Even clerks who were working under me are Deputy Tahsildars. Several clerks who were not found fit for inclusion, though qualified, in the list of Upper Division Clerks when I was selected by the Collector, have superseded me in the cadre of Deputy Tahsildars and it may kindly be considered what my feelings in these circumstances will be and what amount of injustice has been suffered by me.

10. I submit that the rule regarding the appointment of overaged and unqualified men will be in force only till 31-3-48 while the next list of this District is due only in May 1948. As stated above I have completed my 40th year on 30-6-47 and my age will never permit me to wait. If I am not included in the list of 1947, I permanently lose a chance of becoming a Deputy Tahsildar and I will look small in the eyes of the public and my own subordinates and my juniors. I am relegated to a most unenviable position.

11. I have already served as Deputy Tahsildar temporarily and satisfactorily for more than two years.

12. I therefore humbly pray that the Government may be pleased to sympathetically consider my case and direct the inclusion of my name in the list of Deputy Tahsildars for 1947.

Your Obedient Servant,

K. Madhavji

7. 10. 1947.

Ref 13445/47-A2

Secretariat.

The petitioner's case is a hard one, I deserves sympathetic consideration.

Today
Collr & Dist Mag.

Backward Personal file of Mr. K. Madhavji is a sealed cover

To The Secretary to Government, Revenue Department, Madras

Through The Secretary, Board of Revenue, Land Revenue & Irrigation, Madras

Through The Collector of South Kanara, Mangalore

SOUTH KANARA
COLLECTOR'S OFFICE.
15 OCT 1947
No.

Humble petition of N.J.E. Brito, Upper Division Clerk, Collector's Office, Mangalore, dated 15-10-1947.

The petitioner most humbly begs to submit the following few lines for kind and sympathetic consideration and early favourable orders.

2. The petitioner joined service as a clerk in the office of the Board of Revenue in the year 1937. He worked there till 15-2-1943 when he was transferred to the Collector's Office, South Kanara. Thereafter the petitioner worked as a Revenue Inspector at Nileshwar, Kaup and Udipi. After completing the course of duty as Revenue Inspector, the petioner was transferred back to the Collector's Office where he continues to work and he is now an Upper Division Clerk.

3. The petitioner while working as a clerk in the Board's office had to work in difficult and heavy seats, but by dint of hard and honest work he gave entire satisfaction to all his superiors. As Revenue Inspector also he had to manage heavy and densely populated firkas at a time when the food situation etc. was getting difficult. But by an earnest and determined effort, he successfully prevented what appeared to be a first rate crisis. The I.C.S. Officers under whom the petitioner served appreciated the good work done by him with the result that as soon as he was reverted to the Collector's office after his Revenue Inspector's course, the Collector was pleased to promote him to the cadre of an Upper Division clerk. The then Collector was also pleased

3. The petitioner while working as a clerk in Board's office had to work in difficult circumstances but by dint of hard and honest work he gave satisfaction to all his superiors. He was also had to undergo heavy and penalty imposed on him was not by any means heavy. The petitioner was transferred to the Collector's office where he continued to work as Revenue Inspector, the petitioner was transferred by the Collector's office, South Kanara. Thereafter the petitioner worked as a Revenue Inspector at Tiptur Taluq and Tumkur. After completing the course of duty worked there till 15-2-1943 when he was transferred to the office of the Board of Revenue in the year 1947. petitioner joined service on 1-12-1947.

to include the petitioner s name in the Register of Candidates fit to hold the ~~course~~ post of Dy. Tahsildars. The petitioner leaves it to the Collector and the Huzur Sheristedar to vouch for the work he is doing at present.

4. The petitioner qualified himself for holding the post of Dy. Tahsildar by passing the necessary tests as early as 1944 and he has been anxiously waiting for his turn for promotion since then. In 1945, when recommendations were sent up from the district for inclusion of names in the list of persons fit for promotion as Deputy Tahsildars the petitioner's name would appear to have been omitted from the said list as he was considered young. The petitioner hoped that his name would at least be included in the list for 1946, but as ill-luck would have it, to his utter disappointment he found he was bypassed by a junior. However, the petitioner thought that he would be included in the list of Dy.Tahsildars in the year 1947 at least. But to his despair and total disappointment the Board appears to have said that he should wait. The petitioner is at a loss to understand the reason for the same. He begs to submit that he has been hard hit by this exclusion of his name from the promotion list.

5. The petitioner belongs to ~~an~~ a well known family of Mangalore which forms part of the important minority community of Indian Christians. Even in the representation in services, the petitioner's claim, apart from merit and ability, on the ground of communal representation has been sadly overlooked. The petitioner begs to point out that four communal rotations for Indian Christians have been overlooked and this is an injustice which the petitioner feels among others.

6. The petitioner begs to point out that he has spared no pains to discharge his duties to the entire

satisfaction of all his superiors both in the Board of Revenue and in the Revenue Department of this district and he is well aware that his work has been very favourably commented upon by every officer. He pleads that in consideration of the facts now stated by him his claims may be favourably considered and he may be included in the list of Dy. Tahsildars.

For which act of kindness, the petitioner shall ever be grateful.

Petitioner.

In Cryodl

7/5

(C.W.P.226/47) From Sri K. Madhavaya, petitioner dated 7.10.47

" v N.J.E. Britto, petitioner dated 15.x.47

" the Bd of Rev. Ref. D. 7994/47-1 Ernakulam dated 27.2.48

G.O. Ms. 1096 dated 7.5.48

The facts are not prepared to interfere on behalf of the petitioners The petitions are rejected.

TSK

14.4.48

15/6

The petitioners through the Bd of Rev

To the Bd of Rev

(with RoP No 1043/47 Cryodl) dated 4.5.48

2 F.Fs)

Deepa

8/5/48

Public Servants - (South Kanara)
Madhavaji and N.J.E. Britto - Inclusion of names in the approved list of Dy. Tahrs
From the Bd. of Rev. Rep. D. 7994/47-1
Confdl. dated 27.2.48

To As

Please see the Board's Repn as p.1 of and the petitions of Sri K. Madhavaji and N.J.E. Britto at pp 5-10 of, and the Board's reference thereon at p. 1 of.

2. The petitions are dealt with below:

i. K. Madhavaji: is a permanent member of the District Revenue establishment. He is now acting as Huzur Head clerk, Collector's office, Mangalore. He is technically qualified but averaged - completed 40 years. The Bd. considered his claims for inclusion in the list of Deputy Tahrs for '46 but he was ordered to wait. In Feb. 47, he submitted a petition to Govt. for inclusion in the list. He was informed that his claims would be considered by the Bd. along with the annual proposals for the South Kanara district in May 1947. While submitting the annual proposals for inclusion in the Dy. Tahrs' list, the Collr. recommended the petitioner's name for inclusion - please see Z at pages 5-6 of (A). The Board examined his claims and held that his work should be watched further, and that his case might be dealt with under rule 3 A(b) in due course and that he should wait - please see the Bd's summing up of the case at p. 2 of (A). and the Collr's nomination vide corr. 23 of (A)

ii) N.J.E. Britto: is acting as H.D. clerk. Collector's office, Mangalore

He is technically qualified. The Collr. recommended his name for inclusion in the Dy. Tahr. list for 1947. The Bd. examined his claims and ordered that he should wait - Please see the Bd.'s Rcwcrks. and the orders thereon at page 11 of the Proceedings (A).

3. Selection to the post of Dy. Tahr. is on a Competitive basis and the inclusion of candidates in the approved list is one of the statutory functions of the Board. Govt. seldom interfere with the Board's discretion in the matter. In the circumstances, no interference seems called for. Order is for orders whether the petitions may be rejected. A draft order is submitted for approval.

The personal files of the petitioners are kept below

TBR/14.4.48 / 15 / 19.4.48

(i) Sri Madhavaji: While considering the claims of Sri Madhavaji for inclusion in the Deputy Tahsildars in 1947, the Board of Rev. considered that he might wait and that his case might be taken up under rule 3 of the Madras Rev. Sub Service Rules in due course. Subsequently the Board considered all such cases but recommended only 3 persons for inclusion in the list. Sri Madhavaji is not among the persons recommended. Apparently the Board did not consider him fit for inclusion. No interference appears called for on behalf.

(ii) Mr. N.J.E. Britto: In this case also the Board considered that he should wait. He is only 30 years old. There appears to be no case for interference.

The file may be circulated to H.M.(L.R.) for orders.

SECRETARY TO GOVERNMENT 6 MAY 1948 REVENUE DEPARTMENT

24.4.48 / 26.4.48

H.M.(L.R.) 6/5/48